

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

KENTUCKY POWER)	
COMPANY)	
_____)	CASE NO. 2017-00196
)	
ALLEGED FAILURE TO COMPLY)	
WITH KRS 278.042)	

ORDER

By Order entered May 31, 2017, the Commission scheduled a hearing in this matter for September 12, 2017, and directed Kentucky Power Company (“Kentucky Power”) to appear and present evidence why it should not be subject to penalties prescribed in KRS 278.990(1) for violation of KRS 278.042 and the 2012 edition of the National Electric Safety Code in connection with the July 9, 2015 death of Asplundh Tree Expert Company employee Tony Craig (“July 9, 2015 incident”). On August 17, 2017, Commission Staff issued a demand letter in which it recommended a civil penalty in the amount of \$2,500 for the violation alleged in the Order and stated that payment of the proposed civil penalty would satisfy and resolve all claims against Kentucky Power for any alleged violation of KRS Chapter 278 and for any penalty under KRS 278.990 arising out of the July 9, 2015 incident.

On August 31, 2017, Kentucky Power paid the proposed civil penalty in accordance with the terms of Commission Staff’s demand letter. The Commission finds that Kentucky Power’s payment of the proposed civil penalty in the amount of \$2,500

should be accepted in satisfaction of all claims against Kentucky Power for any alleged violation of KRS Chapter 278 and for any penalty under KRS 278.990 arising out of the July 9, 2015 incident, and that this matter should be closed and removed from the Commission's docket.

IT IS THEREFORE ORDERED that:

1. Kentucky Power's payment of the proposed civil penalty in the amount of \$2,500 satisfies and resolves any and all claims against Kentucky Power for any alleged violation of KRS Chapter 278 and for any penalty under KRS 278.990 arising out of the July 9, 2015 incident
2. The formal hearing scheduled in this matter for September 12, 2017, is cancelled.
3. This case is closed and removed from the Commission's docket.

By the Commission



ATTEST:

Acting Executive Director

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